

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2690 – SB 2966

March 25, 2010

SUMMARY OF AMENDMENT (014804): Deletes Section 2 of the original bill. Requires the Administrative Office of the Courts (AOC) to pay any money collected, from an indigent criminal defendant who has been ordered to pay all or a portion of their representation in excess of the total amount that the defendant's attorney of record has claimed and been reimbursed pursuant to Supreme Court Rule 13, to the appointed attorney.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue – Not Significant/Indigent Defense Fund

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original note.

Assumptions applied to amendment:

- Currently the monies collected in these cases are sent directly to the appointed attorney. By the time the court clerk has collected these fees, appointed counsel has most often submitted a fee claim to the Indigent Defense Fund and has been paid the appropriate fee. Current law does not require the attorney to reimburse the Indigent Defense Fund the monies received from the court clerk.
- According to the AOC, the amount of additional revenue is indeterminable but is estimated to be not significant.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

/lsc